

Liber
C & W H
p. 12

and the said Register shall be a Court of Record and shall be called the County Court and the said Court Shall or may have use exercise and enjoy all or any the same or the like powers priveledges authorities and Jurisdictions within this province (in the Causes aforesaid) as any of the Kings Courts of Common Law in England useth or may use and exercise within the Realm of England (except were it is otherwise provided by any Law of this Province)

And (untill there be a Seal appointed to this to this Court by the Lord Proprietarie) all mean prossesse and Judiciall Writts in all causes apperteining to this Court shall be drawn and Signed by the Register of this Court and Such Signature Shall be a sufficient warrant to the Chancellour or keeper of the great Seal to put the great Seal thereto and they Shall issue in the name of the Lord Proprietarie with the teste of the said cheif Justice or cheife Commiss^r and Shall be directed to the parties themselves or to any Witnesses or to the Sherrif of the Countie or to any other officer named upon the writt and Such formes of process and proceedings upon bill plaint information Presentment, or endictment Shall be used and observed in the Court as are most agreeable to the Laws of this Province or otherwise to the forms used and observed in the Courts of Common Law in England in the same or the like causes as neer as the Judge or Register may well know them or otherwise such formes as the said Cheif Justice shall appoint or approve to be used and observed (except were it is otherwise provided by any law of this Province)

And all questions and Demurers in Law in this Court shall be determined by the said cheif Justice Commiss^r or Commiss^{rs}. And in all pleas and matters civill or Criminall (in this or any other Court within the Province) the Lord Proprietarie shall be allowed all the same and the like prerogatives and Royall Rights as are usually or of right due or belonging to a Court Pallatine (saveing allways the Sovereigne Dominion due to the King of England)

p. 13 And all issues of fact in this Court shall Be tried by the said cheif Justice Commiss^r or Comm^{rs} and the Councill sitting in Court or the Major part of them if the defendant shall chuse to be tried by the Court or otherwise by a Jury of Seven or more freeholders of the County to be returned by the Sherrif if the defendant Shall chuse to be tried by his Country

And the Register of the saide Court may at any time take a writt out of the Chancery returnable into this Court directed to the Sherriff to returne any five or more freemen (named upon the writt) for a grand enquest and after the empanelling of the said enquest or of any five of them the Court shall or may charge them with an oath truely to enquire of and true